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DIVISION OF PROFESSIONAL REGULATION

<b>PUBLIC MEETING NOTICE:</b>	<b>BOARD OF NURSING Meeting Minutes</b>
<b>DATE AND TIME:</b>	<b>Wednesday, December 12, 2012 at 9:00 a.m.</b>
<b>PLACE:</b>	<b>Cannon Building, Second Floor Conference Room A 861 Silver Lake Blvd., Dover, DE 19904</b>
<b>Minutes Approved:</b>	<b>January 9, 2013</b>

### **CONSIDERATION FOR PETITION FOR TEMPORARY SUSPENSION MINUTES**

#### **CONSIDERATION FOR PETITION FOR TEMPORARY SUSPENSION – Meaghan McGuire, RN**

The Delaware Board of Nursing Board held a hearing on December 12, 2012 at 10:00 a.m. in the Second Floor Conference Room A, Cannon Building, 861 Silver Lake Blvd., Dover, Delaware.

**PRESENT:** Evelyn Nicholson, Lyron Deputy, Dianne Halpern, Tracy Littleton, Mary Lomax, Madelyn Nellius, Delphos Price, Jr., David Salati, and Pam Tyranski

**RECUSED:**

**EXCUSED:** Robert Contino, Kathy Bradley, Gwelliam Hines, Robert Maddex, and Harland Sanders

**PURPOSE:** Emergency Hearing to consider Temporary Suspension of License

**PRESIDING:** Evelyn Nicholson, Presiding Chair

**BOARD STAFF:** Pam Zickafoose, Executive Director  
Sheryl Paquette, Administrative Specialist III

**DEPUTY ATTORNEY GENERAL FOR THE BOARD:** Patty Davis-Oliva, DAG

**DEPUTY ATTORNEY GENERAL FOR THE STATE:** Barbara Gadbois, Esq. (not present)

**RESPONDENT:** Meaghan McGuire, RN – Did Not Attend

**COUNSEL FOR THE RESPONDENT:** None

**WITNESSES FOR THE STATE:** None

**WITNESSES FOR THE RESPONDENT:** None

**COURT REPORTER PRESENT:** None

**TIME STARTED:** 10:15 a.m.

A court reporter was scheduled for the hearing; however, Ms. Patty Davis-Oliva said this meeting did not require one, therefore, they were dismissed. Ms. Patty Davis-Oliva stated the purpose of the hearing was to consider the state's motion for a consideration for petition for temporary suspension of the license of Ms. Meaghan McGuire.

Ms. Nicholson said she had two concerns regarding this case. Her first concern was that the Board has had other cases in the past where a nurse has not complied with the conditions of a VTO program but the Board has not issued a temporary suspension in those cases. Secondly, the Board would now be in the position of setting a precedent, so that next time there is a similar situation the Board will need to have an emergency meeting such as this one, as opposed to handling this at a regular Board meeting.

Ms. Davis-Oliva said Ms. McGuire was previously accepted into the VTO program with regard to her chemical dependency problems. She said she was dismissed from the VTO program after 10 months for non-compliance and unsatisfactory progress. Due to violations of her VTO contract and positive drug screens, including a positive screening for Dilaudid while working as a nurse. The state alleges, based on her ongoing and current poly-substance abuse and chemical dependency problems, and that she's in violation of the Boards codes and regulations.

Ms. Davis-Oliva said she was concerned that the Board had not issued an emergency temporary suspension under these allegations in the past, although they have been presented with them. She said there is no allegation in this complaint of any criminal charges pending and there are no allegations of any patients being harmed, or of any diversion. Ms. Davis-Oliva said she was concerned that issuing a temporary suspension in the instance would be a deviation from the way the Board had handled substance abusing licensees in the past.

After considerable discussion by the Board, Ms. Nellius made a motion, seconded by Mr. Salati, that the Board has found Meaghan McGuire is an imminent danger to the public's health, safety, and welfare and hereby temporarily suspend the Respondent's license pending a final hearing of the complaint. The motion was unanimously approved.

Hearing concluded at 11:13 a.m.

## **CONSIDERATION FOR PETITION OF LICENSE STATUS/ANNULMENT MINUTES**

### **CONSIDERATION FOR PETITION OF LICENSE STATUS/ANNULMENT FOR – Heather Creitz, RN**

The Delaware Board of Nursing Board held a hearing on December 12, 2012 at 11:15 a.m. in the Second Floor Conference Room A, Cannon Building, 861 Silver Lake Blvd., Dover, Delaware.

**PRESENT:** Evelyn Nicholson, Lyrone Deputy, Dianne Halpern, Tracy Littleton, Mary Lomax, Madelyn Nellius, Delphos Price, Jr., David Salati, and Pam Tyranski

**RECUSED:**

**EXCUSED:** Robert Contino, Kathy Bradley, Gwelliam Hines, Robert Maddex, and Harland Sanders

**PURPOSE:** Emergency Hearing to consider Temporary Suspension of License

**PRESIDING:** Evelyn Nicholson, Presiding Chair

**BOARD STAFF:** Pam Zickafoose, Executive Director  
Sheryl Paquette, Administrative Specialist III

**DEPUTY ATTORNEY GENERAL FOR THE BOARD:** Patty Davis-Oliva, DAG

**DEPUTY ATTORNEY GENERAL FOR THE STATE:** Barbara Gadbois, Esq. (Not present)

**RESPONDENT:** Heather Creitz, RN – Did Not Attend

**COUNSEL FOR THE RESPONDENT:** None

**WITNESSES FOR THE STATE:** None

**WITNESSES FOR THE RESPONDENT:** None

**COURT REPORTER PRESENT:** None

**TIME STARTED:** 11:15 a.m.

A court reporter was scheduled for the hearing; however, Ms. Patty Davis-Oliva said this meeting did not require one, therefore, they were dismissed. Ms. Patty Davis-Oliva stated the purpose of the hearing was to consider the state's motion for a consideration of license status/annulment of the license of Ms. Heather Creitz.

Mr. Salati said he received documentation from an Investigator regarding this case, therefore, he recused himself. Ms. Davis-Oliva said the Board has never had a situation like this before. She explained that Ms. Creitz was granted a license by the Board of Nursing. She originally came in under Licensee Applicant Review by Exam. Ms. Creitz took the exam and failed a

couple times, then passed. Subsequently, the Division found out Ms. Creitz said she received a degree from Montgomery County but does not actually have a Nursing degree. During her application process, Ms. Creitz stated that she took an online course from Ashwood School. Ashwood School has been deemed fraudulent by the FITS program. In verifying her degree from Montgomery County, they stated that she is not a graduate from their program. In fact, she is not a graduate from any Nursing program. Ms. Davis-Oliva asked the Board to annul Ms. Creitz's license because she should never have received it in the first place.

The Board discussed the fact that Ms. Creitz lied under oath and received her license under false pretenses. It was also mentioned that if the Board annuls her license Ms. Creitz could then just go somewhere else and try to do the same thing. Dr. Zickafoose said Ms. Creitz is now working in Pennsylvania and they have been informed of the situation.

Mr. Price made a motion, seconded by Ms. Littleton, to annul licensure for Ms. Heather Creitz. By majority vote, the motion passes, with Mr. Salati abstaining.

A letter will be mailed to Ms. Creitz informing her of the annulment, to be drafted by Ms. Davis-Oliva.

Hearing concluded at 11:28 a.m.